IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

JAILYNN A. BARDWELL,

Plaintiff,

v.

EQUIFAX INFORMATION SERVICES LLC,
AND TRANS UNION LLC

Defendants.

Civil No. CIV-17-88-D

DEFENDANT TRANS UNION LLC'S NOTICE OF REMOVAL

COMES NOW, Trans Union LLC ("Trans Union"), and files this Notice of Removal pursuant to 28 U.S.C. §1446(a) and in support thereof would respectfully show the Court as follows:

A. PROCEDURAL BACKGROUND

1. On or about December 28, 2016, Plaintiff Jailynn A. Bardwell ("Plaintiff") filed the Petition in this action in the District Court for Canadian County, Oklahoma ("State Court Action") alleging violations of the Fair Credit Reporting Act, 15 U.S.C. §1681, *et seq.*, against Trans Union.

2. The time period for filing a responsive pleading in the State Court Action has not expired as of the filing of this Notice of Removal. No orders have been entered in the State Court Action as of the filling of this Notice of Removal.

3. Defendant Trans Union was served with Plaintiff's Petition on January 9, 2017. Defendant Equifax Information Services LLC was served with Plaintiff's Petition on January 12, 2017. This Notice of Removal is being filed within the thirty (30) day time period required by 28 U.S.C. §1446(b).

B. GROUNDS FOR REMOVAL

4. The present suit is an action over which this Court has original jurisdiction pursuant to 28 U.S.C. § 1331, as it is a civil action founded on a claim or right arising under the laws of the United States, and may be removed to this Court by Defendants pursuant to the provisions of 28 U.S.C. §1446(b). Removal is thus proper because Plaintiff's claims present a federal question. 28 U.S.C. §§ 1331 and 1441(a). In the Petition, Plaintiff seeks damages for Defendants' alleged violations of the Federal Fair Credit Reporting Act, 15 U.S.C. §1681 *et seq*. Moreover, any future claims based on state law may be adjudicated by this Court pursuant to 28 U.S.C. § 1367.

C. COMPLIANCE WITH PROCEDURAL REQUIREMENTS

5. Pursuant to 28 U.S.C. §1446(b), this Notice is being filed with this Court within thirty (30) days after Defendants were first served with the Petition, the initial pleading setting forth the claims for relief upon which Plaintiff's action is based.

6. Pursuant to 28 U.S.C. §1441(a), venue of the removal action is proper in the United States District Court for the Western District of Oklahoma, because it is in the district embracing the place where the state court action is pending.

7. Promptly after the filing of this Notice of Removal, Trans Union LLC shall give written notice of the removal to the Plaintiffs and will file a copy of this Notice of Removal with the District Court of Canadian County, Oklahoma, as required by 28 U.S.C. § 1446(d).

8. Pursuant to 28 U.S.C. § 1446(a), a copy of all process, pleadings, and orders served upon the Defendants in the State Court Action are attached hereto as **Exhibits 1-4**.

9. Trial has not commenced in the District Court of Canadian County, Oklahoma.

10. All Defendants that have been served upon the date filing of this Notice of Removal consent to the removal of this case. By filing this Notice of Removal, Trans Union LLC consents to the removal of this case. The Joinder in and Consent to Removal from Defendant Equifax Information Services LLC is attached hereto as **Exhibit 5**.

WHEREFORE, Trans Union LLC respectfully prays that the action be removed to this Court and that this Court assume full jurisdiction as if it had been originally filed here.

Dated: January 30, 2017 Respectfully submitted,

/s/ Juston R. Givens
Thomas G. Wolfe, OBA No. 11576
Juston R. Givens, OBA No. 19102
PHILLIPS MURRAH P.C.
Corporate Tower
101 N. Robinson Avenue, 13th Floor
Oklahoma City, OK 73102
Telephone: (405) 552-2401
Facsimile: (405) 235-4133
Email: tgwolfe@phillipsmurrah.com
jrgivens@phillipsmurrah.com

COUNSEL FOR TRANS UNION LLC

CERTIFICATE OF SERVICE

This is to certify that on January 30, 2017, a true and correct copy of the above and foregoing document has been electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel:

Victor R. Wandres Paramount Law 4835 S. Peoria Avenue, Suite One Tulsa, OK 74105 Telephone: (918) 200-9272 Fax (918) 895-9774 ***Counsel for Plaintiff***	Arthur F. Hoge, III, OBA #4275 afh@meehoge.com Kahla R. Hurley, OBA #13700 khurley@meehoge.com MEE MEE HOGE & EPPERSON, PLLP 50 Penn Place 1900 NW Expressway, Suite 1400 Oklahoma City, OK 73118 Telephone: (405) 848-9100 Facsimile: (405) 848-9101 ***Counsel For Defendant Equifax Information Services LLC***

/s/ Juston R. Givens
Juston R. Givens